IN THE HIGH COURT OF PUNJAB & HARYAN AT CHANDIGARH

R.S.A. No. 3909 of 2002(O&M)
Date of decision: January 22,2007

Parkash Chand V. Gian Chand

CORAM: HON'BLE MR.JUSTICE VINEY MITTAL

Present: Shri Parveen Kumar,Advocate, for the appellant.

Viney Mittal,J.(Oral)

The defendant having concurrently lost before the two courts below has approached this court through the present regular second appeal.

The claim made by the plaintiff, Gian Chand, for declaration that he is owner in possession of the suit land and that the change in the entries in the khasra girdawaris is illegal, bad and without any justification and not binding on the rights of the plaintiff, has been upheld by the trial court. The appeal filed by the defendant also failed before learned first appellate court.

Both the courts below have held that the plaintiff is proved to be owner in possession of the suit land. It has further been held that the name of the defendant has wrongly been incorporated in the jamabandis as well as khasra girdawaris without any justification and without there being any title in him.

Nothing has been shown that the findings recorded by the two Courts below suffer from any infirmity or are contrary to the record.

No question of law, much less any substantial question of law, arises in the present appeal.

Dismissed.

January 22,2007 (Viney Mittal)
sks Judge